



CITY OF MORGAN HILL
COMMUNITY DEVELOPMENT DEPARTMENT, PLANNING DIVISION

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PLANNING COMMISSION

TUESDAY, MAY 9, 2006

CITY COUNCIL CHAMBERS
CIVIC CENTER
17555 PEAK AVENUE
MORGAN HILL, CA

COMMISSIONERS

CHAIR RALPH LYLE
VICE-CHAIR ROBERT J. BENICH
COMMISSIONER H. GENO ACEVEDO
COMMISSIONER SUSAN KOEPP-BAKER
COMMISSIONER MIKE R. DAVENPORT
COMMISSIONER ROBERT L. ESCOBAR
COMMISSIONER JOSEPH H. MUELLER

REGULAR MEETING - 7:00 P.M.

*** A G E N D A ***

NOTICE TO THE PUBLIC

The following policies shall govern the conduct of the Planning Commission meetings:

- *All Planning Commission proceedings are tape-recorded.*
- *Individuals wishing to address the Planning Commission on a particular item should fill out a speaker card and present it to the Secretary. This will assist the Chairperson in hearing your comments at the appropriate time.*
- *When the Chairperson invites you to address the Commission, please state your name and address at the beginning of your remarks.*
- *Speakers will be recognized to offer presentations in the following order:*
 - *Those supporting the application*
 - *Those opposing the application*
 - *Those with general concerns or comments*
 - *Presentations are limited to 5 minutes*

DECLARATION OF POSTING OF AGENDA IN ACCORDANCE WITH

GOVERNMENT CODE SECTION 54954.2 - SECRETARY REPORT

OPEN PUBLIC COMMENT PERIOD (5 MINUTES)

Now is the time for presentation from the public on items **NOT** appearing on the agenda that are within the Planning Commission's jurisdiction. Should your comments require Commission action, your request will be placed on the next appropriate agenda. No Commission discussion or action may be taken until your item appears on a future agenda. You may contact the Planning Division for specific time and dates. This procedure is in compliance with the California Public Meeting Law (Brown Act) G.C. 54950.5. Please limit your comments to five (5) minutes.

MINUTES: December 13, 2005 and April 25, 2006

PUBLIC HEARINGS:

- 1) **VACATION OF MIRA LAGOS DRIVE-CITY OF MORGAN HILL:** A request for the approval to vacate Mira Lagos Dr. The subject area is approximately 6,970 square feet (0.16 acres), which is a dead end stub street extending off of Mira Bella Cir. (APNs 817-26-093 & 094)

Recommendation: Reopen Public Hearing/Table

- 2) **USE PERMIT, UP-06-04: CONCORD- T-MOBILE:** A request for approval of a use permit for the installation of 3 panel wireless antennas and associated equipment cabinets to be screened on the roof top of an existing industrial building located at 15555 Concord Cir. The subject site is zoned PUD-Industrial. (APN 817-06-035)

Recommendation: Open Public Hearing/Adopt Resolution approving the request.

- 3) **STATUS OF FISCAL YEAR 2004/2005 GENERAL PLAN IMPLEMENTATION:** Review status of General Plan Implementation.

Recommendation: Report to the City Council that satisfactory progress is being made toward General Plan Implementation.

- 4) **REPORT ON CALTRANS FENCING REQUIREMENT:** Discussion regarding the process/feasibility of removing the cyclone fence lining the Caltrans right-of-way at the Cochrane Road/Highway 101 southbound off-ramp.

Recommendation: Discussion Item.

TENTATIVE UPCOMING AGENDA ITEMS FOR THE MAY 23, 2006 MEETING:

PLANNING COMMISSION AGENDA

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- ZA-05-05: Main-Marrad
- DA-05-04: Main-Marrad
- UP-05-09: Cochrane-Cingular Wireless
- SD-06-03: Cochrane-Mission Ranch
- DAA-04-09: E. Dunne-DELCO
- Building Allotment for FY 2009/10 and 2007 Measure C Competition

ANNOUNCEMENTS:

CITY COUNCIL REPORTS

ADJOURNMENT

SPEAKER CARD

IN ACCORDANCE WITH GOVERNMENT CODE 54953.3, IT IS NOT A REQUIREMENT TO FILL OUT A SPEAKER CARD IN ORDER TO SPEAK TO THE PLANNING COMMISSION. HOWEVER, it is very helpful to the Commission if you would fill out the Speaker Card that is available on the counter in the Council Chambers. Please fill out the card and return it to the Deputy City Clerk. As your name is called by the Chairperson, please walk to the podium and speak directly into the microphone. Clearly state your name and address and proceed to comment upon the agenda item. Please limit your remarks to three (3) minutes.

NOTICE

AMERICANS WITH DISABILITY ACT (ADA)

The City of Morgan Hill complies with the Americans with Disability Act (ADA) and will provide reasonable accommodation to individuals with disabilities to ensure equal access to all facilities, programs and services offered by the City.

If assistance is needed regarding any item appearing on the Planning Commission agenda, please contact the Office of the City Clerk at City Hall, 17555 Peak Avenue or call 779-7259 or Hearing Impaired only - TDD 776-7381 to request accommodation.

NOTICE

NOTICE IS GIVEN pursuant to Government Code Section 65009, that any challenge of any of the above agenda items in court, may be limited to raising only those issues raised by you or on your behalf at the Public Hearing described in this notice, or in written correspondence delivered to the Planning Commission at, or prior to the Public Hearing on these matters.

NOTICE

The time within which judicial review must be sought of the action taken by the Planning Commission which acted upon any matter appearing on this agenda is governed by the provisions of Section 1094.6 of the California Code of Civil Procedure.